

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Engrossed House Bill 1607 be amended to read as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT concerning transportation and to make an
- 3 appropriation.
- 4 Delete everything after the enacting clause and insert the following:
- 5 SECTION 1. [EFFECTIVE JULY 1, 2008 (RETROACTIVE)] (a)
- 6 **There is appropriated fifteen million dollars (\$15,000,000) to the**
- 7 **Northern Indiana Commuter Transportation District from**
- 8 **Indiana's apportionment of grants to the states under the federal**
- 9 **American Recovery and Reinvestment Act of 2009 for the purpose**
- 10 **of relocating rail lines to the west side of the airport in South Bend,**
- 11 **Indiana, beginning July 1, 2008, and ending June 30, 2010.**
- 12 (b) **There is appropriated five million dollars (\$5,000,000) to the**
- 13 **Northern Indiana Commuter Transportation District from**
- 14 **Indiana's apportionment of grants to the states under the federal**
- 15 **American Recovery and Reinvestment Act of 2009 to make**
- 16 **railroad track safety and efficiency improvements in Michigan**
- 17 **City, Indiana, beginning July 1, 2008, and ending June 30, 2010.**
- 18 (c) **The sums appropriated to the Northern Indiana Commuter**
- 19 **Transportation District by this SECTION are in addition to all**
- 20 **other income and receipts of the grant recipients and shall not be**
- 21 **considered in awarding grants to Norther Indiana Commuter**
- 22 **Transportation District under a law other than this SECTION.**
- 23 **Notwithstanding IC 4-10-11, IC 4-12-1-14, or any other law, the**
- 24 **amount of the appropriations under this SECTION shall be:**
- 25 (1) **allotted for distribution to the Northern Indiana**
- 26 **Commuter Transportation District; and**
- 27 (2) **distributed upon warrant issued by the auditor of state to**
- 28 **the Northern Indiana Commuter Transportation District;**
- 29 **as soon as practicable after the receipt of Indiana's apportionment**
- 30 **of grants to the states under the federal American Recovery and**
- 31 **Reinvestment Act of 2009 without further review or approval by**

1 any other state official or body. The Northern Indiana Commuter  
2 Transportation District shall periodically file with the budget  
3 agency financial statements showing the uses of the amount  
4 distributed to the Northern Indiana Commuter Transportation  
5 District under this SECTION on the schedule, in the form, and  
6 with the detail prescribed by the budget agency,

7 (d) Notwithstanding IC 4-9.1-1-7, IC 4-12-1-12, IC 4-12-1-14.1,  
8 IC 4-13-2-23, or any other law, an appropriation under this  
9 SECTION and the money appropriated by this SECTION is not  
10 subject to transfer, assignment, or reassignment for any use or  
11 purpose other than the uses and purposes specified in this  
12 SECTION.

13 (e) This SECTION expires January 1, 2011.

14 SECTION 2. [EFFECTIVE JULY 1, 2009]

15 The general assembly urges officials in Lake County, LaPorte  
16 County, Porter County, and St. Joseph County to cooperate in  
17 devising flexible means of planning, designing, acquiring,  
18 constructing, enlarging, improving, renovating, maintaining,  
19 equipping, financing, operating, and supporting public  
20 transportation systems, including rail and bus service, that can be  
21 adapted to the unique circumstances existing in northern Indiana.

22 SECTION 3. An emergency is declared for this act.

(Reference is to EHB 1607 as printed April 10, 2009.)

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Senator TALLIAN